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 Alexandria, VA 22313-1450

FROM: George H. Gates
 OUR REF.: AM998023 (ADM)
 TELEPHONE: (310) 642-4146

Total pages, including cover letter: 4

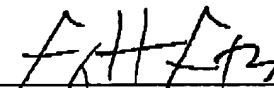
PTO FAX NUMBER: 703 872-9306

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|--------------------------------|---|
| Title of Document Transmitted: | TRANSMITTAL DOCUMENTS, NOTICE OF APPEAL AND AUTHORIZATION TO CHARGE THE DEPOSIT ACCOUNT IN THE AMOUNT OF \$500.00 |
| Applicant: | Matthias Eichstaedt et al. |
| Serial No.: | 09/092,791 |
| Filed: | June 5, 1998 |
| Group Art Unit: | 2141 |
| Title: | CUSTOMIZABLE WEB FILLER FOR ALLEVIATION OF NETWORK LATENCY AND DELAY |
| Our Ref. No.: | AM998023 (ADM) |

Please charge all fees to Deposit Account No. 09-0441 of IBM Corporation, the assignee of the present application.

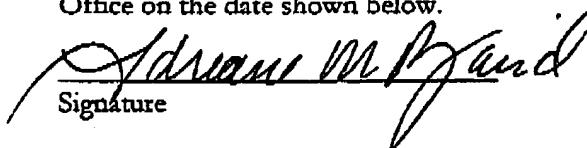
By:



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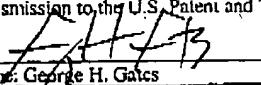
Due Date: May 9, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|--|-----------------|----------------|
| Applicant: | Matthias Eichstaedt et al. | Examiner: | Paul H. King |
| Serial No.: | 09/092,791 | Group Art Unit: | 2141 |
| Filed: | June 5, 1998 | Docket: | AM998023 (ADM) |
| Title: | CUSTOMIZABLE WEB FILLER FOR ALLEVIATION OF NETWORK LATENCY AND DELAY | | |

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on May 10, 2005.

By: 
Name: George H. Gates

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

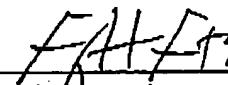
We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
- Notice of Appeal.
- Charge the Fee for the Notice of Appeal in the amount of \$500.00 to the Deposit Account.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 09-0441 of IBM Corporation, the assignee of the present application. A duplicate of this paper is enclosed.

Customer Number 22462
GATES & COOPER LLP
Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: 
Name: George H. Gates
Reg. No.: 33,500
GHG/amb

Due Date: May 10, 2005
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

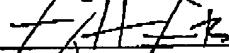
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MAY 10 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on May 10, 2005.

By: 
Name: George H. Gates

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 C.F.R. § 41.31, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the final rejection of claims 1, 15, 27 and 40-66 of the above-identified application, as set forth in the Office Action mailed February 10, 2005.

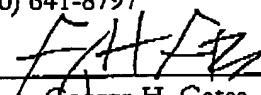
Please charge the amount of \$500.00 to Deposit Account No. 09-0441 to cover the required fee for filing this Notice of Appeal as set forth under 37 C.F.R. § 41.20(b).

Respectfully submitted,

Matthias Eichstaedt et al.

By their attorneys,

GATES & COOPER LLP
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

By: 
George H. Gates
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01 FC:1401 500.00 DA

Date: May 10, 2005
GHG/amb